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5 **UNITED STATES DISTRICT COURT**  
6 **DISTRICT OF NEVADA**  
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8 STEVEN ABOULAFIA,

9 Plaintiff,

10 v.

11 MORTGAGE ELECTRONIC  
12 REGISTRATION SYSTEMS, INC., et  
13 al.,

14 Defendants.  
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2:12-CV-389 JCM (PAL)

16 **ORDER**

17 Presently before the court is defendants Mortgage Electronic Registration System Inc., *et al.*'s  
18 motion to expunge lis pendens. (Doc. # 15). Plaintiff Steven Aboulafia has failed to file an  
19 opposition.

20 Pursuant to Local Rule 7-2(b), an opposing party's failure to file a timely response to any  
21 motion constitutes the party's consent to the granting of the motion.

22 Here, plaintiff filed a complaint in the instant action on March 9, 2012, and recorded a lis  
23 pendens against the real property on or about June 21, 2011. This court granted the motion to dismiss  
24 plaintiff's claims (doc. # 13) on August 2, 2012. Plaintiff has failed to release the lis pendens.

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1 The claims against defendant being dismissed and the case now closed, the lis pendens is no  
2 longer necessary. In light of these facts and the plaintiff's failure to respond, the court finds it is  
3 appropriate to expunge the lis pendens.<sup>1</sup>


4 Accordingly,

5 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED, that defendant's motion to  
6 expunge the lis pendens (doc. #15) be, and the same hereby is, GRANTED.

7 IT IS FURTHER ORDERED that the above-referenced lis pendens is canceled, released, and  
8 expunged.

9 IT IS FURTHER ORDERED that defendants record a properly certified copy of this order  
10 in the real property records of Clark County, Nevada within a reasonable amount of time from the  
11 date of this order.

12 DATED October 3, 2012.

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15 UNITED STATES DISTRICT JUDGE  
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26 <sup>1</sup>Document number 201106210003290 in real property records maintained by the Clark  
27 County Recorder.  
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